NEBRASKA STATE BOARD OF HEALTH MEETING DRAFT MINUTES – November 18, 2019

ATTENDANCE NOTIFICATION. A regular meeting of the State Board of Health was called to order by the Chair, Dr. Travis Teetor, at 1:00 PM on November 18, 2019 in Conference Room Lower Level C of the Nebraska State Office Building in Lincoln. Copies of the agenda were mailed to board members, news media, and other interested parties prior to the meeting, and posted on the Health and Human Services website. The following members were present: Joel Bessmer, MD; Kevin Borcher, PharmD, RP; Shane Fleming, MSN, RN; Michael Hansen, FACHE; Kevin Low, DDS; Debra Parsow; Travis Teetor, MD; Doug Vander Broek, DC; Joshua Vest, DPM; and Jeromy Warner, PsyD, LP. Quorum met.

Members not in attendance: Diane Jackson, APRN; Wayne Stuberg, PhD, PT. Staff and others attending: Ron Briel, Matt Gelvin, Monica Gissler, Marla Scheer.

APPROVAL OF AGENDA. Dr. Teetor asked if there were any changes to the agenda for the meeting today. Dr. Low made a motion to approve the agenda, seconded by Dr. Bessmer; voting yes: 10 (Bessmer, Borcher, Fleming, Hansen, Low, Parsow, Teetor, Vander Broek, Vest, Warner); voting no: 0; not voting: 0. Motion carried.

<u>APPROVAL OF MINUTES</u>. Dr. Teetor asked if there were any changes to the minutes from the September 16, 2019 regular meeting held in Columbus, or to the minutes from the October 28, 2019 special meeting held in Lincoln. Dr. Borcher corrected the spelling of two names. Dr. Bessmer made a motion to approve both sets of minutes, seconded by Dr. Borcher; voting yes: 10 (Bessmer, Borcher, Fleming, Hansen, Low, Parsow, Teetor, Vander Broek, Vest, Warner); voting no: 0; not voting: 0. Motion carried

UPDATES, REPORTS

- Public Health Update Gary Anthone, MD, Director/Chief Medical Officer. He
 introduced himself and reviewed his past professional highlights. He has trained and
 worked in Lancaster, England; Baltimore, Maryland; USC in Los Angeles, California;
 and moved back to Nebraska 16 years ago, working at Methodist Hospital in Omaha
 and in private practice.
- Legislative Liaison Update Bryson Bartels. The Legislative session starts on January 8, 2020. The Department has been active with interim studies: LR234 regarding behavioral health; LR181 funding streams for simulation in motion for EMS programs and regarding nursing home rate methodology; LR105 eligibility requirements for children's disabilities; LB104 special legislative committee regarding assisted living licenses; LR160 environmental health; LR103 youth rehabilitative and treatment centers; LR239 non-court of law cases for child welfare; LR134 drug testing protocol for child-welfare; LR233 fingerprinting protocol for child welfare from LB460; There are a few more interim hearings scheduled for December. LB245 is our carry over bill, which is being further researched right now.
- Board of Health Chairperson Travis Teetor, MD

- Professional board meetings attended:
 Dr. Stuberg attended the November 13 Board of Physical Therapy meeting.
- DHHS had requested that we schedule special meetings in October and December in order to manage the anticipated Rules and Regulations workload. The December 16th, meeting will need to be held so I hope to see everyone there.
- 3. At the end of our meeting today we will elect Board of Health officers for 2020. Please consider serving, and let Monica know if you would like your name on the ballot.
- 4. Thank you to Mike Hansen and the Columbus Community Health Center for hosting our meeting in September. Does anyone have thoughts for a September 2020 meeting location?
- 5. Dr. Anthone is working to get appointments made to the Board of Health, so hopefully we will be fully staffed in 2020.

<u>Rules and Regulations Committee</u> – Mr. Hansen, Committee Chair, reported.

- Rehabilitation and Community Services Claire Covert-Bybee
 - 172 NAC 75, Practice of Hearing Instrument Specialists (Amended from "Practice of Hearing Aid Instrument Dispensers and Fitters")
 - o 172 NAC 114, Licensure of Occupational Therapy
 - o 172 NAC 137, Licensure of Physical Therapy
- Licensure Unit Administration Becky Wisell
 - 172 NAC 1, Reinstatement of Health Professional and Occupational Credentials
 - 172 NAC 3, Conflicts of Interest for Board Members
- Behavioral Health and Consumer Services Kris Chiles
 - 172 NAC 34, Sanitation and Safety Relating to Cosmetology, Esthetic, and Nail Technology Services
 - 172 NAC 43, Sanitation and Safety Relating to Cosmetology and Esthetics Services (REPEAL)
 - 172 NAC 36, Cosmetology, Electrology, Esthetics, and Nail Technology
 - 172 NAC 37, Cosmetology, Esthetic, and Nail Technology Schools, Satellite Classrooms, and Apprentice Salons https://www.nebraska.gov/nesos/rules-and-regs/regtrack/details.cgi?proposal_id=2083
- Nursing Kris Chiles for Ann Oertwich
 - o 183 NAC 5, Nursing Student Loan Program
 - o 183 NAC 6, Nursing Faculty Student Loan Program
- Other Public Health Sue Medinger, Julie Leudtke
 - o 173 NAC 8, Immunization Information System
 - o 181 NAC 11, Native American Public Health Act

- 186 NAC 1, Cancer Registry
- o 186 NAC 5, Release of Medical Records and Health Information
- o 181 NAC 10, Screening of Newborns for Critical Congenital Heart Disease
- Dr. Teetor asked if anyone wanted any of the regulations separated out for individual voting. Mr. Hansen made a Committee motion to approve all proposed rules and regulations with one collective vote. Voting yes: 10 (Bessmer, Fleming, Hansen, Low, Parsow, Teetor, Vander Broek, Vest, Warner); voting no: 0; not voting: 1 (Borcher was out of the room). Motion carried.
- Mr. Hansen reviewed the Rules and Regulations Committee annual report. It will be updated after the December meeting.
- UCA Regulation Status Report. Kris Chiles reviewed the timeline for regulations going through the update process. We anticipate nine sets of proposed regulations for review at the next meeting.

<u>Credentialing Review (407) Committee</u> – Ms. Parsow, Committee Chair, presented.

Art Therapy. The second meeting is set for November 19, 2019. Dr. Low is Chair of the Technical Review Committee, and explained his expectations for the review. There are currently 21 currently practicing art therapists in Nebraska.

Ron has received an inquiry from the athletic trainers about the credentialing review process.

Reviewed their draft annual report.

Credentialing Review website: http://dhhs.ne.gov/licensure/Pages/Credentialing-Review.aspx

<u>Professional Boards Committee</u>. Dr. Warner, Committee Chair, reported.

The Committee interviewed sixteen applicants this morning. The following individuals were appointed, most with terms through November 30, 2024, unless indicated otherwise, followed by their hometown:

Board of Audiology and Speech Language Pathology Michelle Leenerts, AuD, of Omaha Kathryn "Anne" Anderson, MA, CCC-SLP, of Omaha

Board of Chiropractic
David Henske, Public Member, of Lincoln

Board of Nursing Lana Taylor, BSN, RN, CPHRM, CDIP, of Seward Tom Hoover, RN, MSN, BSN, of Fairbury Board of Nursing Home Administration Shannon Buckminster, LNHA, of Nebraska City

Board of Optometry
Linda Heiden, Public Member, of Bertrand

Board of Pharmacy
Todd Larimer, RP, of Plattsmouth

Board of Podiatry
Zackary Gangwer, DPM, FACFAS, of Norfolk

Board of Psychology Jennifer Dreibelbis, reappointed as Public Member, of Omaha Rebecca Schroeder, PhD, of Curtis

Board of Respiratory Care Ryan Martin, MD, of Lincoln

There are 44 planned professional board interviews for 2020, not including Emergency Medical Services, the Center for Nursing, or the Board of Health.

Dr. Teetor asked for any extractions from the group vote, and there were none. Dr. Warner made a Committee motion to appoint these individuals: Call for vote on motion to approve - voting yes: 10 (Bessmer, Borcher, Fleming, Hansen, Low, Parsow, Teetor, Vander Broek, Vest, Warner); voting no: 0; not voting: 0. Motion carried.

More information is available on the Vacancy website, for current and upcoming vacancies: http://dhhs.ne.gov/publichealth/pages/BoardRegVac.aspx

<u>Public Health, Education and Legislation Committee</u>: Mr. Fleming, Committee Chair, reported. They discussed the status of legislative bills.

There will not be any changes made to our legislative tracking process.

We will not host a Legislative Luncheon in 2020. Dr. Stuberg reached out to Senator Howard about providing information to the HHS Legislative Committee.

The Committee is reviewing educational opportunities with professional boards.

PHEL Conference Call – January 24, 2020 at 10:00 AM. The exact time will be set by the new PHEL Committee Chair.

Approval of Committee Reports. Dr. Teetor made a motion to approve the Committee Reports. Call for vote on motion to approve - voting yes: 10 (Bessmer, Borcher, Fleming, Hansen, Low, Parsow, Teetor, Vander Broek, Vest, Warner); voting no: 0; not voting: 1 (Low). Motion carried.

PUBLIC COMMENTS. None.

UNIFINISHED BUSINESS. None.

NEW BUSINESS.

- Election of Officers for 2020. Nominations were opened up:
 - Chair Dr. Teetor was nominated.
 - Vice Chair Dr. Vander Broek was nominated
 - Secretary Dr. Borcher was nominated

All nominations were accepted. As there was only one candidate per office, there was one motion for all three positions. Call for vote on motion to approve - voting yes: 10 (Bessmer, Borcher, Fleming, Hansen, Low, Parsow, Teetor, Vander Broek, Vest, Warner); voting no: 0; not voting: 0. Motion carried. Congratulations to the 2019 Board of Health officers!

Committee preference sheets for 2020 are now due.

TOPICS AND PREPARATION FOR NEXT MEETING. The next special Board of Health meeting will be December 16, 2019 in the State Office Building, room Lower Level C. The next regular meeting will be held on January 27, 2020.

<u>ADJOURN</u>. There being no further business, Dr. Bessmer made a motion to adjourn, with a second by Dr. Warner, all in favor by voice vote. The meeting adjourned at 1:49 PM. Minutes were taken by Monica Gissler.

These minutes were approved by the State Board of Health on , 2020.

NOTE: If you would like to receive these minutes electronically instead of receiving a hard copy, please send a request to the email address below. Please also inform staff if you would like to be removed from this distribution list altogether.

If you would like any attachments mentioned in these minutes, or have other questions, please contact Monica Gissler, 402/471-6515, Fax 402/471-0383, or email at: monica.gissler@nebraska.gov.

Board of Health: http://dhhs.ne.gov/licensure/Pages/Board-of-Health.aspx

12/16/19, mcg